

City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov



Council Agenda

Wednesday, August 09, 2006

7:30 PM

Council Chambers, 8th Floor, City Hall

City Council

Randall A. Gilliland, Angela Lee Leary, Charles N. Sapp,
Joseph H. Spencer, II, Rhet Tignor, Paige V. Washington,
Ross A. Kearney, II, Mayor

Staff:

Jesse T. Wallace Jr., City Manager
Cynthia Hudson, City Attorney
Katherine K. Glass, Clerk of Council
Brenda J. Vaccarelli, Deputy Clerk

WELCOME TO THE HAMPTON CITY COUNCIL MEETING

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

THE ORDER OF BUSINESS

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Audiences Granted to the General Public
- (6) Miscellaneous New Business
- (7) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

CITIZENS ARE INVITED TO PARTICIPATE

The City Council has adopted a five (5) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

CALL TO ORDER/ROLL CALL

INVOCATION - Paige V. Washington, Jr.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

CONSENT AGENDA

Consent Items - Second Reading

1. 06-0421 An Ordinance to Amend and Re-Enact Chapter 14 of the Code of the City of Hampton, Entitled, "FIRE PREVENTION AND PROTECTION", ARTICLE II, "FIRE PREVENTION CODE", SECTION 14-26 to Adopt the Current Statewide Fire Prevention Code and Selected Appendices.

Consent Items - First Reading

2. 06-0439 Resolution approving FY06 Year End Budget Adjustments.

Consent Items - Other

3. 06-0442 Resolution authorizing the Hampton Redevelopment & Housing Authority to use the FY2007 Capital Budget Funds appropriated for Neighborhood Blighted Property Acquisition for property which the City designates and at the discretion of the City Manager.
4. 06-0443 Vacation Agreement between the City of Hampton, Virginia and Forest Properties, LLC.
5. 06-0444 Hampton Roads Metropolitan Medical Response System Grant Fund
6. 06-0447 Designation of MSC Equipment as the only source practically available for parts and repair services for Johnson Street Sweeping Equipment.
7. 06-0448 Designation of Coastal Equipment as the only source practically available for parts and repair service for John Deere equipment.
8. 06-0449 Comprehensive Services Act for At-Risk Youth and Families Grant
9. 06-0450 Homeless Intervention Program Grant submitted by Hampton Department of Social Services.
10. 06-0452 Hampton Victim-Witness Assistance Program Grant

11. 06-0453 Authorization to submit the FY 2006-2007 Hampton-Newport News Community Services Board Performance Contract to the State
12. 06-0454 Byrne Memorial/Community Oriented Justice Grant
13. 06-0464 Approval of Minutes from the Morning, Afternoon and Evening Council Meetings of July 19, 2006.

PRESENTATIONS, PROCLAMATIONS, AWARDS

14. 06-0431 Presentation of Proclamation declaring April 26, 2006, to April 26, 2007, as the Year of Regional Citizenship.
15. 06-0440 Proclamation In Recognition of Lockwood Brothers as a Sponsor of the Hampton Cup Regatta
16. 06-0451 Sister Cities International 50th Anniversary Local Government Leadership Circle Recognition
17. 06-0455 Proclaiming September 11, 2006, as Walk for Freedom Day in Hampton.
18. 06-0458 Proclaiming September 11, 2006, as a Day of Remembrance and Hope.
19. 06-0459 Designated Donation to the City's Parks and Recreation Department to assist in the improvement and upkeep of Ridgway Park.

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

20. 06-0432 Newmarket Creek Park and Trail System-Project Briefing
21. 06-0438 Annual Report of the Hampton Youth Commission

PUBLIC HEARINGS

Rezoning - Second Reading

22. 06-0408 Rezoning Application No. 1228-A by the City of Hampton to rezone residentially used and Hampton Redevelopment Housing Authority vacant properties within the Kecoughtan Road Corridor, beginning at the Newport News city line and ending at the Wythe Fire Station, and extending into the neighborhood an average of 250± feet on either side of the Kecoughtan Road right of way from Neighborhood Commercial District (C-1) to One-Family Residence District (R-11).

Rezoning - First Readings

23. 06-0437 Rezoning Application No. 1229 by John Nestel of Peach Properties LLC to rezone a 0.5+/- acre parcel at 724 River Street from One Family Residence District (R-11) to Multi-Dwelling District (MD-4) with conditions to facilitate the conversion of a legal non-conforming apartment building into a conforming 12-unit condominium project.

Conditional Privilege

24. 06-0436 Conditional Privilege Application No. 86 by F. Michael Martin of Riverside Health Systems to allow an adult day care facility at 4113 West Mercury Boulevard. The property is zoned Limited Commercial (C-2) which allows Day Care-3 with a Conditional Privilege.

Fiscal Year Budget Hearings

25. 06-0446 Resolution Authorizing Acquisition by Condemnation or Negotiation of Property for Right-of-Way Improvements of the Armistead Avenue Connector, Phase IB.

GENERAL ITEMS

Ordinances

26. 06-0366 An Ordinance to Amend and Re-Enact Chapter 2, "Administration", Article II, "City Council", Division 2, "Meetings", Section 2-43 of the Code of the City of Hampton, Virginia, entitled, "Order of Business – Regular Meetings."
27. 06-0411 Ordinance to Amend and Reenact Chapter 37, Article II, Division I of the Code of the City of Hampton entitled "Real Estate Taxes, Generally", by adding thereto a New Section 37-31 entitled "Surplus Proceeds Paid to the City from Delinquent Real Estate Tax Sales".
28. 06-0420 An Ordinance to Amend Chapter 21, Article IX of the Code of the City of Hampton Entitled, "OPERATION OF GOLF CARTS" by Adding Thereto a New Section 21-221 Entitled, "PUBLIC HIGHWAYS DESIGNATED FOR GOLF CART USE"

Appointments

29. 06-0379 consider appointments to the Hampton Arts Commission.
30. 06-0445 consider an appointment to the Peninsula Agency on Aging, Inc.

- 31. 06-0460 consider an appointment of a member of Council to the Board of Directors of Virginia First Cities.
- 32. 06-0462 consider an appointment to the Greater Peninsula Workforce Development Consortium.
- 33. 06-0463 consider an appointment of a Council liaison to the Hampton Clean City Commission.
- 34. 06-0465 consider appointments to the Social Services Local Advisory Board.
- 35. 06-0466 consider appointments to the Hampton Roads Planning District Commission.
- 36. 06-0467 consider appointment of an alternate to the Hampton Roads Tunnels Advisory Committee.
- 37. 06-0468 consider appointments to the National Aeronautics Support Team.
- 38. 06-0469 consider an appointment to Town and Gown committee.
- 39. 06-0470 consider an appointment to the Virginia Living Museum.

Other Items

- 40. 06-0363 A Resolution Authorizing the Execution of An Agreement of Sale For the Purchase of Property known as Otley Road, consisting of 1.24 acres +/-, RPC No. 2002247, from Old Point Trust & Financial Services, NA, Executor of the Estate of Jarnice W. Chapman, deceased and Co-Trustee of the Jarnice W. Chapman Irrevocable Trust dated September 1, 2000 and Talmage D. Wade, Co-Trustee of the Jarnice W. Chapman Irrevocable Trust dated September 1, 2000.
- 41. 06-0428 Proposed acquisition of property, known as 605 & 607 Bassett Street, from James A. Crocker, Jr.
- 42. 06-0461 Proposed acquisition of property, known as 224 Otley Road, from Timothy and Carolyn Gowins.

AUDIENCES GRANTED TO THE GENERAL PUBLIC

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov